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Atorneys for Plaintiff Daniel Gunther  
on behalf of himself and the classes of all other similarly  
situated and aggrieved current and former employees

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

DANIEL GUNTHER, on behalf of himself and the classes of all other similarly situated and aggrieved current and former employees,

Plaintiff,

V.

AT&T MOBILITY SERVICES, LLC, a Delaware Corporation; and DOES 1 through 100, Inclusive.

## Defendants.

CASE NO. 20-cv-03293-NC

**STIPULATION TO CONTRACTUAL  
ARBITRATION AND REQUEST FOR  
DISMISSAL AND ORDER**

1 Plaintiff Daniel Gunther and Defendant AT&T Mobility Services LLC hereby stipulate  
2 under Federal Rule of Civil Procedure 41(a)(1)(ii) that this pending action, only, be dismissed  
3 without prejudice as to all claims, causes of action, and parties, with each party to bear its own  
4 attorney's fees and costs only as it relates to this action being dismissed.

5 The parties further stipulate that Plaintiff will arbitrate the claims raised in this action on an  
6 individual basis, subject to the arbitration agreement between Plaintiff and Defendant.

7  
8 DATED: June 9, 2020

HABBAS, NASSERI & ASSOCIATES

9  
10 /s/  
11 By: \_\_\_\_\_  
12 Omar I. Habbas, Esq.  
13 Tarik R. Habbas, Esq.  
14 Attorneys for Plaintiff

15  
16 DATED: June 9, 2020

COSTANZO LAW FIRM

17 /s/  
18 By: \_\_\_\_\_  
19 Lori J. Costanzo, Esq.  
20 Attorneys for Plaintiff

21  
22 DATED: June 9, 2020

CAMARENA LAW OFFICE, A.P.C.

23 /s/  
24 By: \_\_\_\_\_  
25 Ignascio G. Camarena II  
26 Attorneys for Plaintiff

27  
28 DATED: June 9, 2020

PAUL HASTINGS LLP

/s/  
By: \_\_\_\_\_  
Kenneth W. Gage  
Sara B. Tomezsko  
Attorneys for Defendant

## **ORDER OF DISMISSAL**

Pursuant to the stipulation of the parties under Federal Rule of Civil Procedure 41(a)(1)(ii), it is ordered that this pending action, only, is hereby dismissed without prejudice as to all claims, causes of action, and parties, with each party to bear its own attorney's fees and costs only as it relates to this action being dismissed.

DATED: June 9, 2020

